

11/13/2006 11:55:11 AM

Liset Luna

MarshallGerstein

Page 1

RECEIVED  
CENTRAL FAX CENTER

NOV 13 2006

MARSHALL, GERSTEIN & BORUN LLP  
ATTORNEYS AT LAW  
6300 SEARS TOWER  
233 SOUTH WACKER DRIVE  
CHICAGO, ILLINOIS 60606-6357  
(312) 474-6300  
FAX: (312) 474-0448

11/13/2006

FACSIMILE TRANSMISSION SHEET

TO: BPAI Hearings USPTO

571-273-0299 571-273-8300

FROM: Roger A. Heppermann  
RE: U.S. Application Serial No. 09/510,053  
PAGES (INCLUDING THIS PAGE): 2

\*\*\*\*\*

*If you do not receive all pages of this fax in good condition, please contact Liset Luna at (312) 474-6300.*

\*\*\*\*\*

*This transmission contains confidential information intended only for the addressee. If you are not the addressee, any disclosure or use of this information by you is strictly prohibited. If you have received this facsimile in error, please notify us by telephone immediately.*

Page 1

RECEIVED

NOV 13 2006

MARSHALL GERSTEIN

UNITED STATES PATENT AND TRADEMARK OFFICE

Board of Patent Appeals and Interferences



Marshall, O'Toole, Gerstein, Murray & Borun  
 6300 Sears Tower  
 233 South Wacker Drive  
 Chicago, IL 60606-6402

Hearing  
Docketed: 12/14/06

Confirmation of Hearing  
Docketed: 11/20/06

Appeal No: 2006-3180  
 Appellant: Mark Nixon et al.  
 Application No: 09/510,053  
 Hearing Room: B  
 Hearing Docket: B  
 Hearing Date: Thursday, December 14, 2006  
 Hearing Time: 09:00 AM  
 Location: Madison Building - East Wing  
 600 Dulany Street, 9th Floor  
 Alexandria, Virginia 22313-1450

MAILED

OCT 30 2006

PAT. & TM. OFFICE  
BOARD OF PATENT APPEALS  
AND INTERFERENCES

**NOTICE OF HEARING**  
**CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS**

Your attention is directed to 37 CFR § 41.47. The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up. The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced. If there are any inquiries, please contact the Clerk of the Board at 571-272-9797.

**CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED.** This form must be completed below and facsimile transmitted to both: (1) the USPTO Central fax number (official copy), and (2) the Board of Patent Appeals and Interferences fax number (courtesy copy) within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this notice may be alternately filed by mail if facsimile is not available.

BPAI HEARINGS FAX No: (571) 273-0299

USPTO Central Fax No: (571) 273-8300

BPAI Mailing Address: BOARD OF PATENT APPEALS AND INTERFERENCES  
 UNITED STATES PATENT AND TRADEMARK OFFICE  
 P.O. BOX 1450  
 ALEXANDRIA, VIRGINIA 22313-1450

In all communications relating to this appeal, please identify the appeal by its number.

CHECK ONE:  HEARING ATTENDANCE CONFIRMED       HEARING ATTENDANCE WAIVED

Rosa Lypur  
 Signature of Attorney/Agent/Appellant

11/13/06  
 Date

37641  
 Registration No.

Names of other visitors expected to accompany counsel: \_\_\_\_\_  
 For information on visitor access to hearing rooms and security procedures at the USPTO Alexandria Campus, see  
[http://www.uspto.gov/web/offices/dcom/gecounsel/contact.htm#bpai\\_contacts](http://www.uspto.gov/web/offices/dcom/gecounsel/contact.htm#bpai_contacts)